

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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CORDIA FOSTER and CISLYN VERONA  
WRIGHT,

21-cv-11224 (CM)

Plaintiffs,

- against -

ELYSE DULA a/k/a ELYSE SNOW  
and IAN K. SNOW,

Defendants.

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**NOTICE OF MOTION OF DEFENDANT ELYSE DULA PURSUANT  
TO RULES 59 AND 50(b) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

**PLEASE TAKE NOTICE** that upon the annexed Declaration of Gerard A. Riso, Esq.; the Exhibit thereto; the accompanying Memorandum of Law; and all the papers and proceedings previously had herein, Defendant Elyse Dula, by her undersigned counsel, will move this Court (Honorable Coleen McMahon) on December 20, 2023, at 9:30 a.m., or at such other date and time scheduled by the Court, at the United States Courthouse, 500 Pearl Street, Courtroom 24A, New York, New York 1007, for an order: (a) pursuant to Rule 59 of the Federal Rules of Civil Procedure, vacating the Judgment of liability against Defendant Dula on the claim for racial discrimination under the New York State Human Rights Law (NYSHRL) and ordering a new trial with respect thereto (and in such event declining to exercise supplemental jurisdiction over the remaining state law claim and dismissing said claim without prejudice to refiling in state court); (b) pursuant to Rule 50(b) of the Federal Rules of Civil Procedure, for judgment in Dula's favor on said NYSHRL claim; and (c) for such other and further relief as is just and proper.

Dated: New York, New York  
December 1, 2023

MANTEL McDONOUGH RISO, LLP

By: /S/ Gerard A. Riso  
Gerard A. Riso (GAR 8465)  
410 Park Avenue, 17<sup>th</sup> Floor  
New York, New York 10022  
(212) 599-1515  
Gerard.Riso@MMRLLP.com  
*Attorneys for Defendant Elyse Dula*

To: Scott A. Lucas, Esq.  
Law Offices of Scott A. Lucas  
*Attorney for Plaintiffs*  
600 Mamaroneck Avenue, Suite 400  
Harrison, New York 10528  
646-632-3737  
[scott@lucasemploymentlaw.com](mailto:scott@lucasemploymentlaw.com)  
*Attorney for Plaintiffs*